

The background of the slide is a collage. The top left shows a line of yellow school buses, with the number '32' visible on the front of one. The bottom left shows a classroom with blue walls, decorated with colorful balloons and framed pictures. There are several small desks and chairs in the classroom.

Commissioner's Student Advisory Council

Wednesday, Nov. 17, 2021

Agenda

Welcome

Jason E. Glass, Ed.D., Commissioner of Education and Chief Learner

‘United We Learn: Hearing Kentucky’s Voices on the Future of Education’ and Kentucky Education Summit

Jason E. Glass, Ed.D., Commissioner of Education and Chief Learner

KDE Communications Updates and Announcements

Toni Konz Tatman, KDE Chief Communications Officer, Office of the Commissioner

KDE Pilot Opportunity: Professional Learning Support to Schools/Districts Amid Implementation of Curriculum Development Process

Toni Konz Tatman, KDE Chief Communications Officer, Office of the Commissioner, for Micki Ray, KDE Chief Academic Officer, Office of Teaching and Learning

Update on OSHA COVID-19 Emergency Temporary Standard (ETS) on Vaccination and Testing

Todd Allen, General Counsel, Kentucky Department of Education

HB 563 Update and School Funding Task Force Recommendations

Robin Kinney, KDE Associate Commissioner, Office of Finance and Operations

U.S. Department of Education Proposed ESSER Integrated Data Collection

Robin Kinney, KDE Associate Commissioner, Office of Finance and Operations

Agenda (cont.)

Water Infrastructure Improvements for the Nation (WIIN) Reducing Lead in Schools and Childcare Facilities

Alicia Jacobs, Drinking Water Branch Manager, Kentucky Division of Water

Gabriel Tanner, Environmental Scientist, Drinking Water Technical Assistance, Kentucky Division of Water

Carey Johnson, Director, Kentucky Division of Water


DPH Update: COVID-19 Vaccine for Ages 5-12 and Community Immunization Dashboard

Dr. Connie White, Deputy Commissioner, Kentucky Department for Public Health

Question and Answer Session

KDE Leadership


[\(Submit Questions via Google Form\)](#)



‘United We Learn: Hearing Kentucky’s Voices on the Future of Education’ and Kentucky Education Summit

Jason E. Glass, Ed.D., Commissioner of Education and
Chief Learner





DPH Update: COVID-19 Vaccine for Ages 5-12 and Community Immunization Dashboard

Dr. Connie White

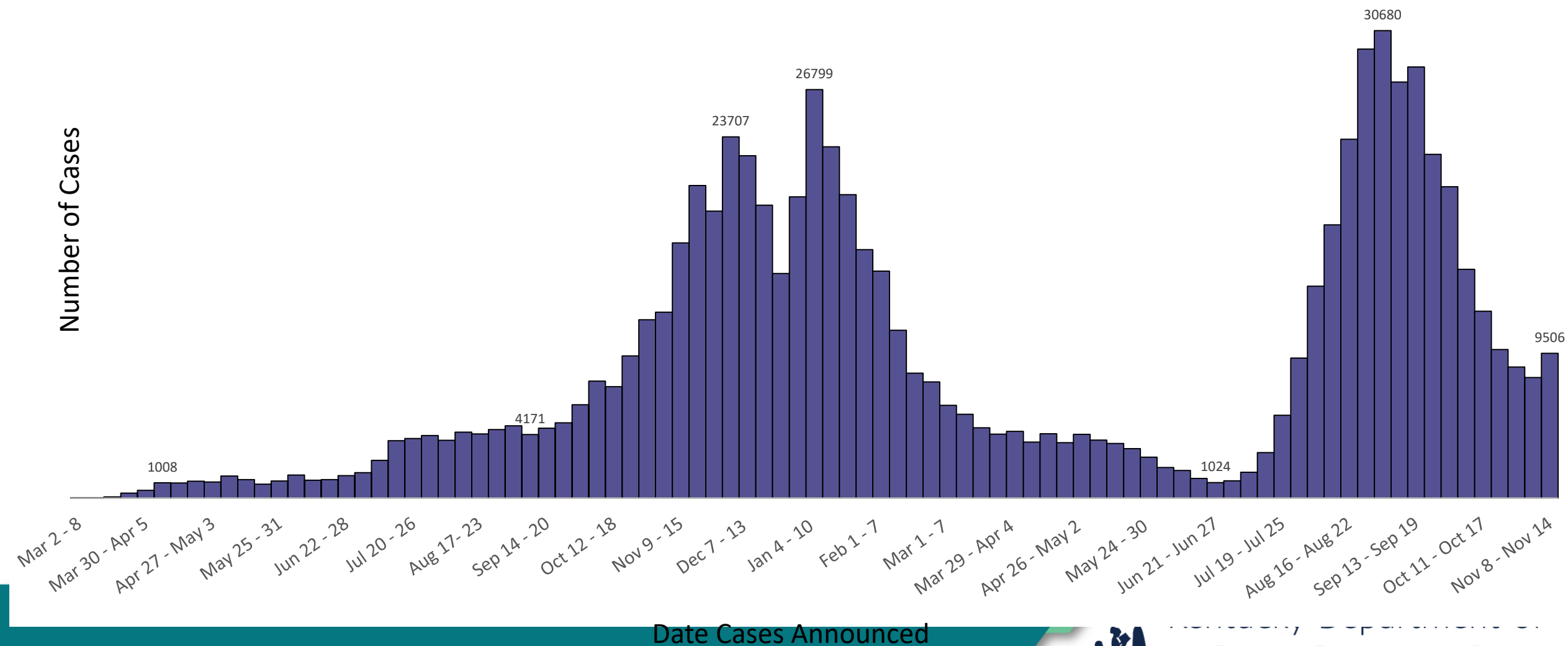
Deputy Commissioner

Kentucky Department for Public Health

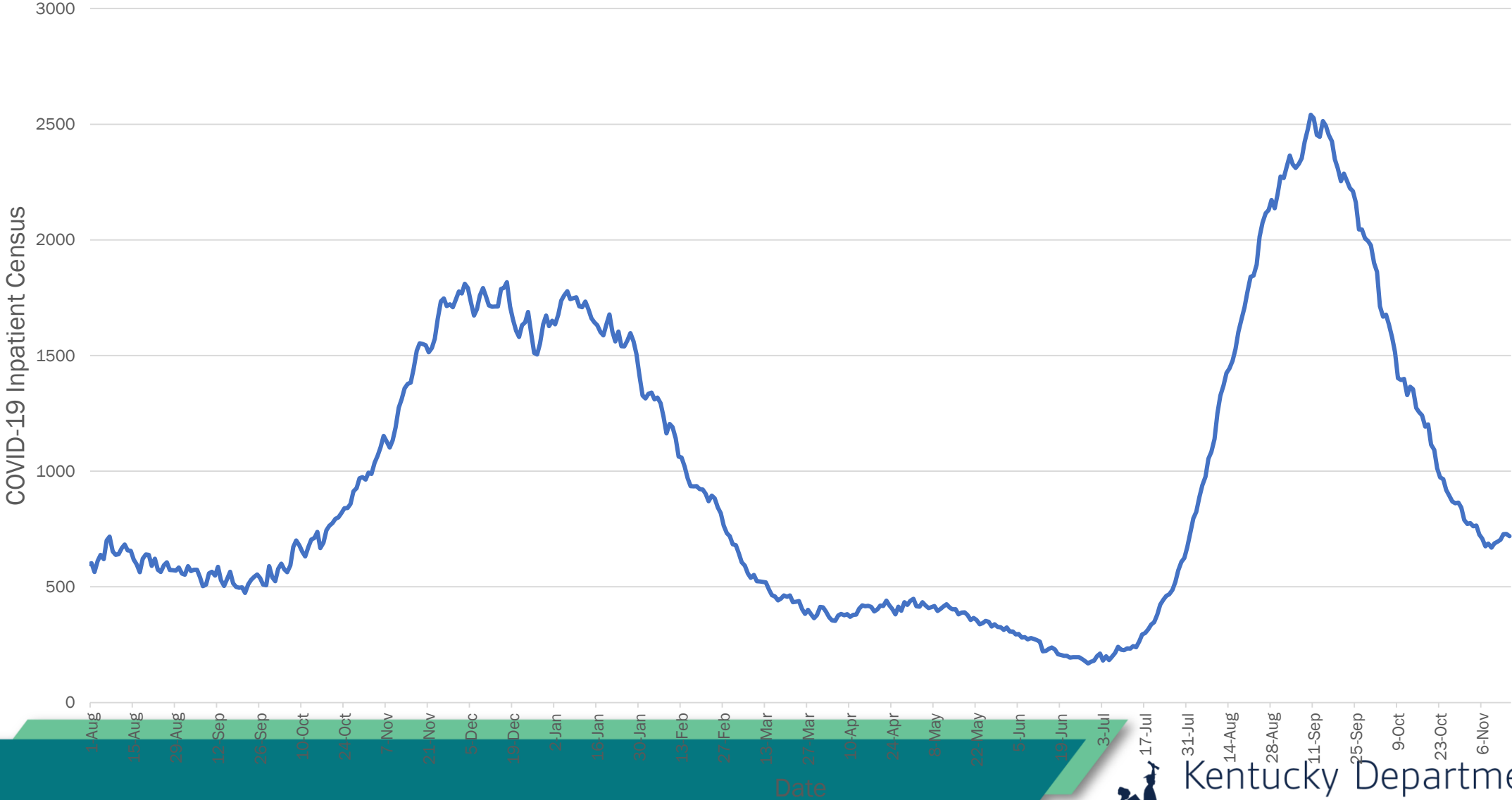


Kentucky Department of
E D U C A T I O N

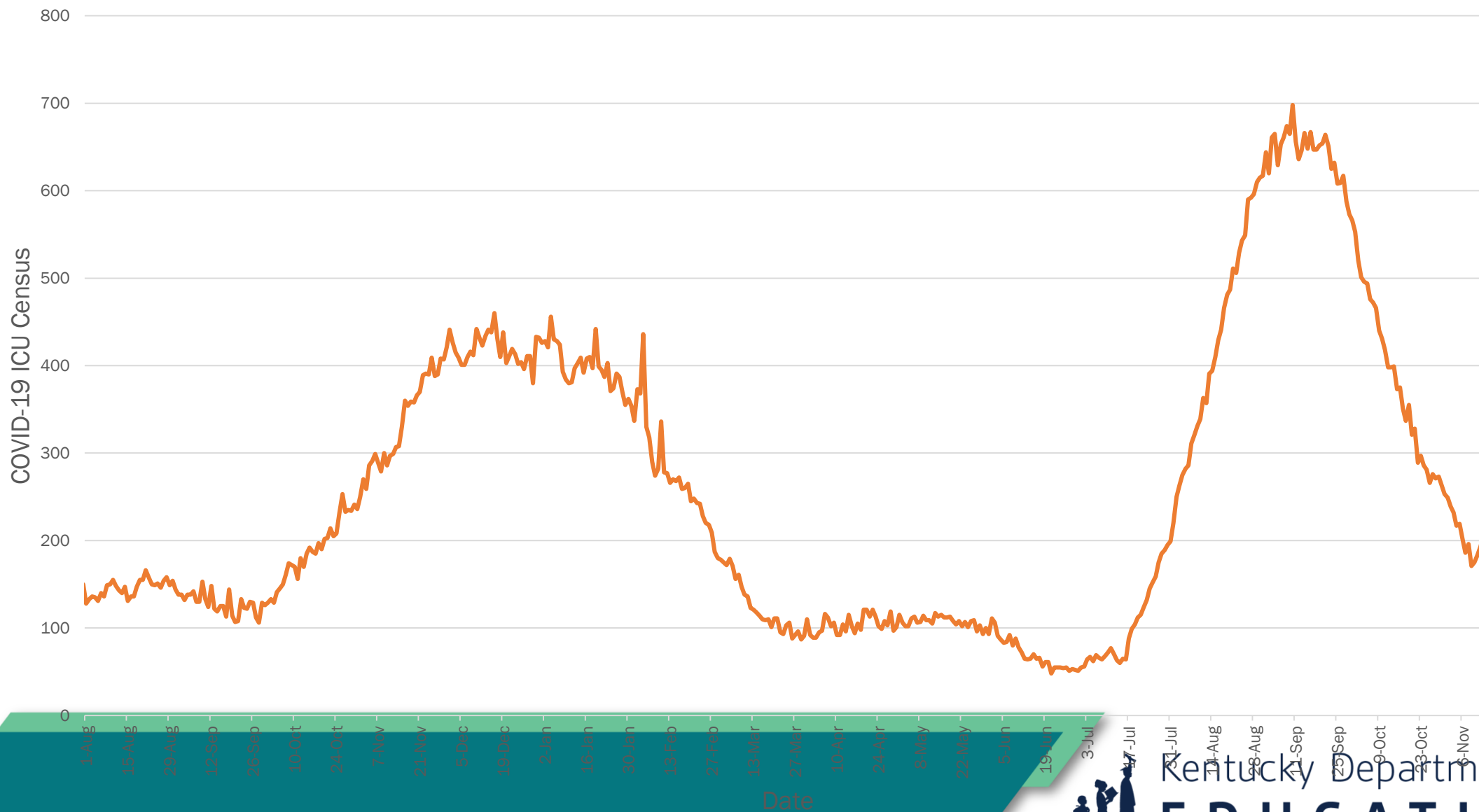
Kentucky COVID-19 New Cases by Week (n = 762,226)



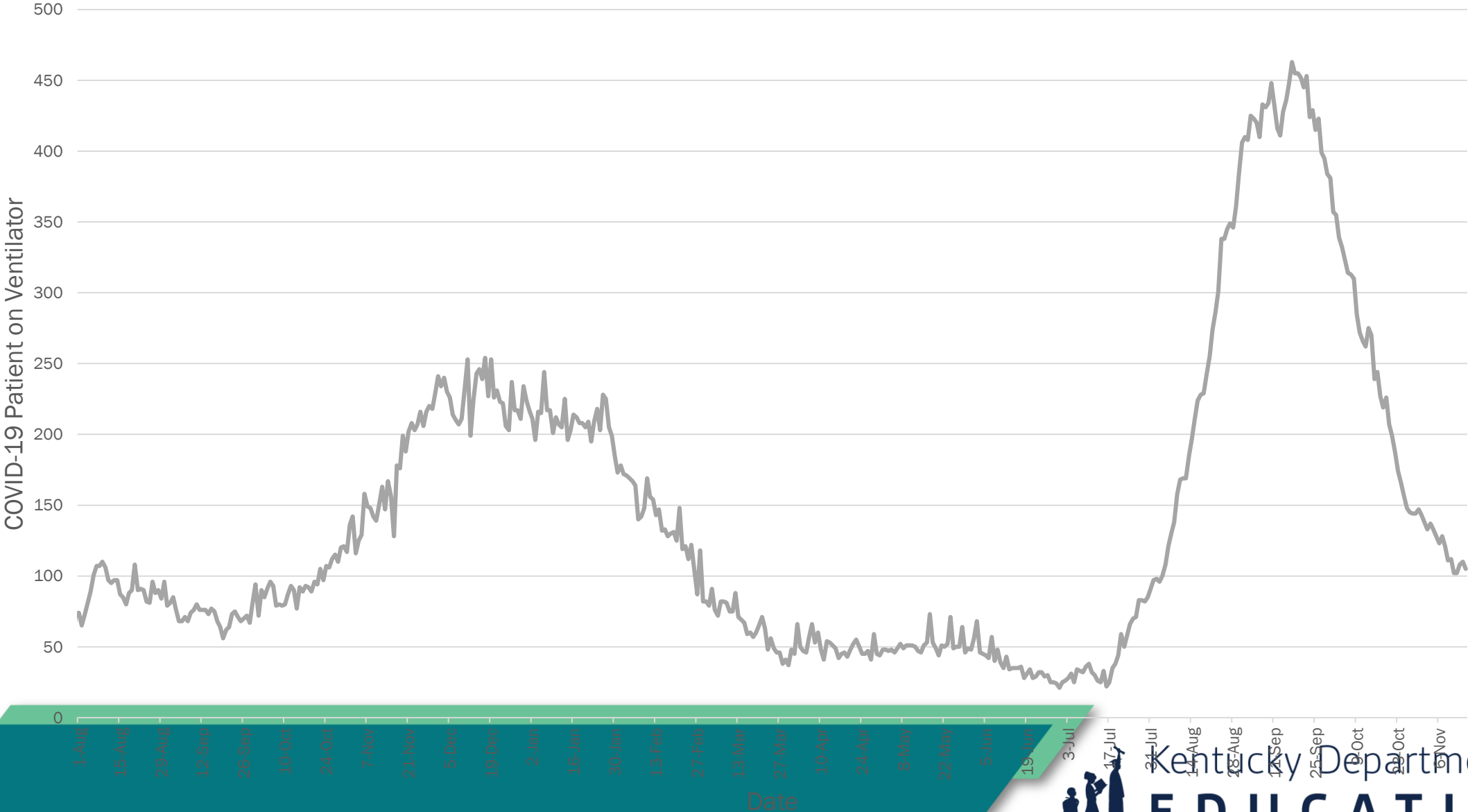
COVID-19 inpatient census for Kentucky hospitals –
August 1, 2020, through November 15, 2021



COVID-19 intensive care unit (ICU) census for Kentucky hospitals – August 1, 2020, through November 15, 2021



COVID-19 ventilator census for Kentucky hospitals –
August 1, 2020, through November 15, 2021





Kentucky Education Summit Recap and Student Video Release

Jason E. Glass, Ed.D., Commissioner of Education and Chief
Learner

Toni Konz Tatman, Chief Communications Officer

Logan Justice, senior, Student Advisory Council member
(Fayette County)

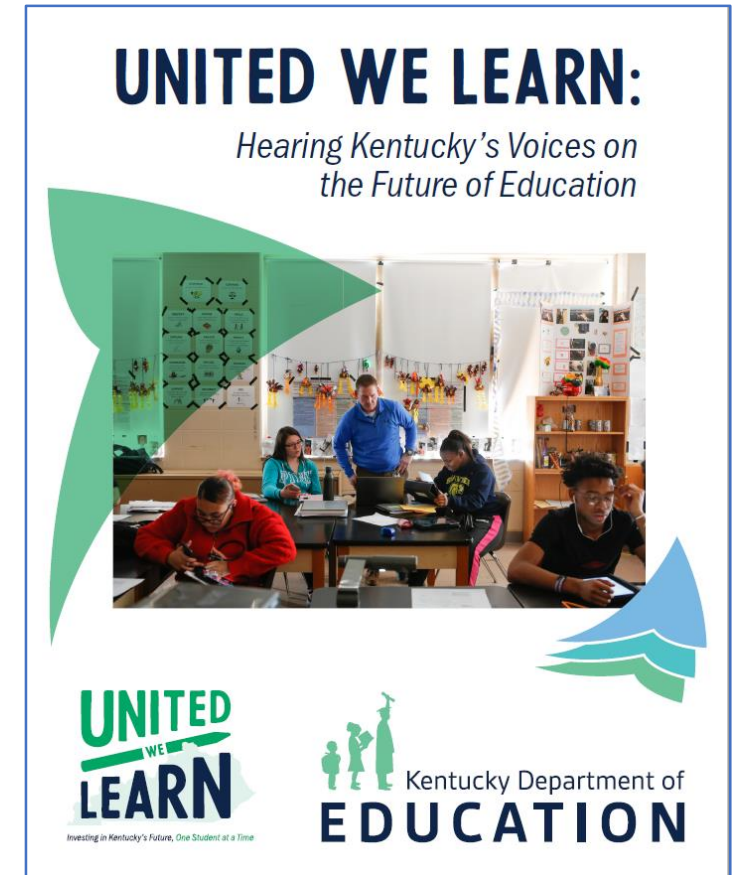
2021 Kentucky Education Summit

- Took place Nov. 1-2 in Louisville
- More than 500 people spent two days discussing the future of education in Kentucky
- Allen County Superintendent Travis Hamby discussed his work with the Local Laboratories of Learning
- Members of the Commissioner's Student Advisory Council presented what they have learned working on mental health roundtables with Lt. Gov. Jacqueline Coleman
- You can watch main sessions on the [KDE Media Portal](#)



2021 Kentucky Education Summit (cont.)

- KDE unveiled the new United We Learn: Investing in Kentucky's Future One Student at a Time initiative
- The initiative will focus on lessons learned from the Kentucky Coalition for Advancing Education's report: [United We Learn: Hearing Kentucky's Voices on the Future of Education](#)
- The report, an executive summary and description of the initiative are available on the [United We Learn webpage](#)
- Reports also are available in Spanish



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KDE Communications Updates and Announcements

Toni Konz Tatman

KDE Chief Communications Officer

Office of the Commissioner



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GoTeachKy Ambassadors Named

- KDE announced Oct. 26 that 22 teachers from across the state were selected as ambassadors for 2022
- The mission of [GoTeachKY](#), a KDE initiative, is to ensure that all students have equitable access to effective educators.
- GoTeachKY seeks to recruit the next generation of teachers in Kentucky, helping remedy the critical teacher shortage that affects every state
- Ambassadors were selected from a pool of applicants who answered the call for teachers interested in supporting the initiative and helping promote the teaching profession
- Read more about who was selected on [Kentucky Teacher](#)



Impact Kentucky Survey Opens




- Survey opened Nov. 1 for certified staff members
- The survey will provide schools with critical data that guides the implementation of policies and practices that maximize teacher effectiveness
- Administered by KDE and Panorama Education, the survey should only take about 25 minutes and is completely anonymous
- The survey, which is open through Dec. 17, is comprised of 70 questions and an additional eight background questions

Watch KET's Special Program

- KET will broadcast a one-hour special on the 2021 Kentucky Education Summit
- Will premiere on KET on Nov. 21 at 2 p.m. ET
- The special can be watched two more times on
 - Nov. 22 on KET2 at 7 p.m. ET
 - Nov. 24 on KETKY at 8 p.m. ET.



The background of the slide is a composite image. The top left portion shows a line of yellow school buses parked outdoors. The bottom left portion shows a classroom interior with blue walls, decorated with colorful balloons and framed pictures. Several small, square tables with chairs are arranged in the room.

KDE Pilot Opportunity: Professional Learning Support to Schools/Districts Amid Implementation of Curriculum Development Process

**Toni Konz Tatman, KDE Chief Communications Officer, Office of the
Commissioner**

for

**Micki Ray, KDE Chief Academic Officer, Office of Teaching and
Learning**



KDE Pilot Opportunity

- Provide professional learning (PL) support to schools/districts as they implement the Curriculum Development Process, which includes the selection of high-quality instructional resources (HQIRs)
 - Free professional learning throughout the process aligned to the *Model Curriculum Framework*
 - Locally developed curriculum aligned the *Kentucky Academic Standards for Reading and Writing*
 - Implementation support from Achievement Network following the pilot
- Use pilot to gather feedback to inform KDE guidance/work

Pilot Timeline

- Oct. 18, 2021 - [Application](#) window opened
- Nov. 1, 2021 - Virtual Technical Assistance Session held
- **Nov. 23, 2021 - Application window closes**
- Dec. 15, 2021 - Notify selected pilot participants
- Feb. 2022 - First pilot convening
- May 2022 - Pilot Program concludes
- June-July 2022 - Summer support from ANet (Optional)
- Aug. 2022-June 2023 - Local implementation support from ANet

Questions

Misty Higgins

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Carrie McDaniel

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Micki Ray

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Update on OSHA COVID-19 Emergency Temporary Standard (ETS) on Vaccination and Testing

Todd Allen
General Counsel,
Kentucky Department of Education

ETS Background

- OSHA has determined that:
 - Many employees in the United States who are not fully vaccinated against COVID-19 face grave danger from exposure to SARS-CoV-2 in the workplace.
 - An Emergency Temporary Standard (ETS) is needed to protect employees through the most effective and efficient workplace control available, which is vaccination.

Effective Dates

- ETS effective immediately upon publication in the Federal Register.
- Compliance dates:
 - 30 days after the Nov. 5, 2021, publication: Provisions other than testing for employees who have not completed entire primary vaccination.
 - 60 days after the Nov. 5, 2021, publication: Testing for employees who have not received all doses required for a primary vaccination.
- Kentucky Labor Cabinet has 30 days from the Nov. 5, 2021, publication to file emergency regulation implementing the ETS.

Pending Litigation

- ETS suits pending in 1st 2nd, 3rd, 4th, 5th, 6th, 7th, 8th, 9th, 11th and D.C. Circuits of the United States court system.
 - Federal Rules for Multidistrict Litigation provides random selection of one circuit for consolidated litigation, expected on Nov. 16.
- On November 12, 2021, the U.S. Court of Appeals for the Fifth Circuit granted a motion to stay OSHA's COVID-19 Vaccination and Testing Emergency Temporary Standard, published on November 5, 2021 (86 Fed. Reg. 61402) (ETS).
- The court ordered that OSHA “take no steps to implement or enforce” the ETS “until further court order.” While OSHA remains confident in its authority to protect workers in emergencies, OSHA has suspended activities related to the implementation and enforcement of the ETS pending future developments in the litigation.

HB 563 Update and School Funding Task Force Recommendations

Robin Kinney
KDE Associate Commissioner
Office of Finance and Operations

HB 563 (2021) Litigation Update

- HB 563 established Educational Opportunity Accounts (EOA) funded by tax credits to provide scholarships and financial assistance to certain private and public school students.
- It also contained provisions eliminating nonresident contract requirements, replacing with a requirement that districts create a nonresident policy.
- Lawsuit was brought in Franklin Circuit Court by the Council for Better Education Inc. (CBE), several school districts and parents challenging the provisions of HB 563.
- On Oct. 8, 2021, after hearing on cross Motions for Summary Judgment, the court entered an order granting CBE's motion and permanently enjoining HB 563 from becoming effective.

HB 563 (2021) Litigation Update (Cont.)

- The court's order created a question as to whether it applied to only the EOA and tax credit provisions or to the entire bill.
- Several school districts moved to intervene in the lawsuit and for the court to clarify its order as to whether it applied to the nonresident policy provisions.
- On Nov. 3, 2021, the Franklin Circuit Court clarified its previous order that it did not apply to the nonresident policy amendments (Sections 1-4) of the bill.

HB 563 – Nonresident Changes

- Until July 1, 2022, KRS 157.350 permits districts to include nonresident students in Average Daily Attendance (ADA) when listed under a written agreement between a nonresident district and the resident district.
- By July 1, 2022, school districts must adopt policies governing the terms under which the district shall allow enrollment of nonresident pupils.
- Beginning July 1, 2022, districts may include nonresident pupils admitted pursuant to the above-described policies in ADA for SEEK funding purposes. KRS 157.350(4)(b)

HB 563 and HB 405 Required Reporting

By Nov. 1, 2021, KDE was required to submit a report to LRC, the School Funding Task Force and the Interim Joint Committee on Education on how to ensure the equitable transfer of education funds so that funds follow a nonresident student to a school district of enrollment from a school district of residence. The report shall include recommendations on how the amount should be calculated and what mechanism should be used to conduct the transfer.

[KDE Report on the Transfer of funds for Nonresident Students](#)

Student produced video premiere





Student Mental Health Action Summit Recap

Student Advisory Council Members



Kentucky Department of
E D U C A T I O N

School Funding Task Force

- Created by HB 405 (2021 RS) to review entirety of K-12 funding
- Develop and submit recommendations and changes relating to SEEK to ensure the equitable and efficient funding of Kentucky's common schools to the LRC by Dec. 1, 2021
- Members included: 2 representatives, 2 senators, commissioner of education, 3 superintendents and 3 local board members
- Adopted recommendations on Nov. 8, 2021



School Funding Task Force Update

Robin Kinney, Associate Commissioner,
Office of Finance and Operations
Kentucky Department of Education

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School Funding Task Force (Cont.)

- [Task Force Recommendations](#)
- Full-day funding for kindergarten
- Consider transitioning from ADA to ADM
- Full funding for transportation
- Full funding for School Safety and Resiliency Act of 2019
- Expand FRYSC
- School District Impact Statement
- OEA to research cost of an adequate public education
- Refer KDE's nonresident funding report to Senate and House A&R
- LRC to continue studying school funding during the 2022 interim